

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

ENNOVA DIRECT, INC.,

Plaintiff,

No. C 10-01518 JSW

v.

A-DATA TECHNOLOGY (U.S.A.) CO.,
LTD., et al.,

ORDER TO SHOW CAUSE

Defendants.

While this case was pending in the Eastern District of Texas, all defendants consented to have the case heard by a magistrate judge. Once a case is referred to a magistrate judge pursuant to 28 U.S.C. § 636(c), the reference can be withdrawn by the court only “for good cause shown on its own motion, or under *extraordinary circumstances* shown by any party.” 28 U.S.C. § 636(c)(6) (emphasis added); *see also Dixon v. Ylst*, 990 F.2d 478, 480 (9th Cir. 1993) (“There is no absolute right, in a civil case, to withdraw consent to trial and other proceedings before a magistrate judge.”); *Fellman v. Fireman’s Fund Ins. Co.*, 735 F.2d 55, 58 (2d Cir.1984). Despite the requirement of extraordinary circumstances, defendant Transcend Information Inc. filed a declination of consent after this matter was transferred to the Northern District of California without providing any explanation regarding the withdrawal of its consent.

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1 Therefore, the Court HEREBY ORDERS Transcend Information Inc. to show cause in writing
2 by no later than May 12, 2010 why the reassignment order should not be vacated.

3 **IT IS SO ORDERED.**

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5 Dated: May 7, 2010



JEFFREY S. WHITE
UNITED STATES DISTRICT JUDGE